

MARK STEGER SMITH  
Assistant U.S. Attorney  
U.S. Attorney's Office  
2601 Second Avenue North  
Suite 3200  
Billings, MT 59101  
Ph: (406) 247-4667  
Fax: (406) 657-6058  
mark.smith3@usdoj.gov

TODD KIM  
Assistant Attorney General  
Environment and Natural Resources Division  
United States Department of Justice

ARWYN CARROLL (MA Bar 675926)  
LUTHER L. HAJEK (CO Bar 44303)  
Natural Resources Section  
P.O. Box 7611  
Washington, D.C. 20044-7611  
Ph: (202) 305-0465  
Fax: (202) 305-0506  
arwyn.carroll@usdoj.gov  
luke.hajek@usdoj.gov

*Counsel for Federal Defendant*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

WESTERN ORGANIZATION OF )  
RESOURCE COUNCILS, *et al.*, )

Plaintiffs, )

v. )

U.S. BUREAU OF LAND )  
MANAGEMENT, )

Defendant, and )

STATE OF WYOMING, )

Intervenor Defendant. )  
\_\_\_\_\_ )

Case No. 4:20-cv-00076-BMM-JTJ

**FEDERAL DEFENDANT'S  
NOTICE OF ADMINISTRATIVE  
RECORD ERRATA**

The United States Bureau of Land Management (BLM) respectfully submits this notice to correct an error in the administrative record for the decision of the Miles City Field Office (MCFO) challenged in this action, which was lodged with the Court on September 8. *See* ECF No. 44. An incorrect version of the January 4, 2021 Record of Decision (ROD), which omitted Part II of the ROD, was included in the MCFO administrative record at BLM-MCFO-0046142–58, and the index entry for that document incorrectly indicated that it issued on January 4, 2020 instead of January 4, 2021.

A Bates-numbered copy of the correct version of this document is attached hereto as Exhibit 1, and an amended index of the administrative record is attached as Exhibit 2.

DATED: January 7, 2022

Respectfully submitted,

TODD KIM,  
Assistant Attorney General  
Environment & Natural Resources Division

/s/ Arwyn Carroll  
ARWYN CARROLL (MA Bar 675926)  
Trial Attorney, Natural Resources Section  
United States Department of Justice  
Environment and Natural Resources Div.  
P.O. Box 7611  
Washington, D.C. 20044-7611  
Phone: (202) 305-0465  
Fax: (202) 305-0506  
arwyn.carroll@usdoj.gov

LUTHER L. HAJEK (CO Bar 44303)  
Trial Attorney, Natural Resources Section  
United States Department of Justice  
Environment and Natural Resources Div.  
999 18th St., South Terrace, Suite 370  
Denver, CO 80202  
Phone: (303) 844-1376  
Fax: (303) 844-1350  
luke.hajek@usdoj.gov

MARK STEGER SMITH  
Assistant U.S. Attorney  
U.S. Attorney's Office  
2601 Second Avenue North, Suite 3200  
Billings, MT 59101  
Phone: (406) 247-4667  
Fax: (406) 657-6058  
mark.smith3@usdoj.gov

*Counsel for Federal Defendant*